

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Southern California Edison
(U 338 E) Regarding the Future Disposition of the
Mohave Generating Plant.

Application 02-05-046
(Filed May 17, 2002)

**ADMINISTRATIVE LAW JUDGE'S RULING GRANTING
BLACK MESA PIPELINE INC.'S MOTION TO INTERVENE
AND SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT
AND POWER DISTRICTS MOTION TO INTERVENE
AND LEAVE TO FILE COMMENTS**

Summary

This ruling grants Black Mesa Pipeline Inc.'s (Black Mesa) Motion to Intervene and the Salt River Project Agricultural Improvement and Power District's (SRP) Motion to Intervene and Motion for Leave to File Comments in Application (A.) 02-05-046.

Background

On May 17, 2002, Southern California Edison Company (Edison) filed A.02-05-046 regarding the future disposition of its Mohave Generating Station (Mohave) in Southern Nevada.

On May 31, 2002, Black Mesa filed a motion to intervene. Black Mesa owns a coal slurry pipeline that provides fuel for Mohave. If Mohave closes, Black Mesa would have to shut down its pipelines. Black Mesa seeks to intervene in this proceeding to represent its interests, and it opines that its participation will not disrupt or delay the proceeding, nor will it prejudice any party. No protests to Black Mesa's motion were filed. Black Mesa's motion to intervene is granted. Service on Black Mesa may be made as follows:

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General Counsel
Northern Plains Natural Gas Company
4th Floor
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Omaha, Nebraska 68124-1000
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Fred G. Rimington
President
Black Mesa Pipeline, Inc.
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On July 1, 2002, SRP filed a Motion to Intervene. SRP is a co-owner of Mohave and therefore has a significant interest in this proceeding. SRP has been an active participant with other entities and parties to this proceeding on issues that must be resolved if Mohave is to continue to operate as a coal-fired power plant after 2005. SRP believes that its knowledge and expertise with regard to the Mohave facility could assist the Commission in resolving issues raised in Edison's application. SRP proposes that its participation will not broaden the scope of the proceeding. No protests to SRP's motion were filed. SRP's motion to intervene is granted. Service on SRP may be made as follows:

Daniel W. Douglass
Law Office of Daniel W. Douglass
5959 Topanga Canyon Blvd., Suite 244
Woodland Hills, CA 91367-7313
Telephone: (818) 596-2201
Facsimile: (818) 346-6502

and to:

Steven R. Linn
Salt River Project Agricultural Improvement and Power District

PAB 207
P.O. Box 52025
Phoenix, AZ 85072-2025
Telephone (602) 236-5553
Facsimile: (602) 236-5370

The application was noticed on the Commission's Daily Calendar on May 30, 2002. Pursuant to Rule 44.2 of the Commission's Rules of Practice and Procedure (Rule), protests are due thirty days after notice of an application is published in the Daily Calendar, or June 29, 2002.¹ SRP did not timely file comments. On July 11, 2002, SRP filed a Motion for Leave to File Comments and simultaneously filed comments relating to the application and protests. No protests were received and SRP's motion for leave is granted and its comments are accepted for filing.

IT IS RULED that:

1. Black Mesa's Motion to Intervene is granted.
2. SRP's Motion to Intervene is granted.
3. SRP's Motion for Leave to file comments is granted.

Dated July 19, 2002, at San Francisco, California.

/s/ Carol Brown
Carol Brown
Administrative Law Judge

¹ June 29, 2002, fell on a Saturday and pursuant to Rule 3.2, protests are timely if filed on the following business day, or Monday, July 1, 2002.

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Granting Black Mesa Pipeline Inc.'s Motion to Intervene and Salt River Project Agricultural Improvement and Power District's Motions to Intervene and for Leave to File Comments on all parties of record in this proceeding or their attorneys of record.

Dated July 19, 2002, at San Francisco, California.

/s/ Antonina V. Swansen
Antonina V. Swansen

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.